

**LEVI & KORSINSKY, LLP**

Adam M. Apton (SBN 316506)

Adam C. McCall (SBN 302130)

75 Broadway, Suite 202

San Francisco, CA 94111

Tel.: (415) 373-1671

Email: aapton@zlk.com

amccall@zlk.com

*Attorneys for Plaintiff and Counsel for the Class*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE TESLA, INC. SECURITIES  
LITIGATION

Case No. 3:18-cv-04865-EMC

**[PROPOSED] TEMPORARY  
RESTRAINING ORDER; ORDER TO  
SHOW CAUSE**

The motion of Lead Plaintiff Glen Littleton (“Plaintiff”) against Defendant Elon R. Musk (“Musk”) for a temporary restraining order came before the Court for a hearing on April \_\_, 2022. The parties were represented by their respective counsel of record. Upon consideration of the application, and for good cause shown, IT IS HEREBY ORDERED as follows:

**Temporary Restraining Order**

The Court finds that Plaintiff has demonstrated a substantial likelihood of success on the merits of their claims that Musk is prejudicing Plaintiff’s right to a fair trial and/or tainting the jury pool by publicly discussing the above-captioned case and its underlying facts. The Court further finds that Musk’s conduct as described in the accompanying Memorandum of Points and Authorities has caused and, absent the requested relief, will continue to cause irreparable harm to Plaintiff. The public interest will be served by the requested injunction.

Accordingly, IT IS HEREBY ORDERED that, until the Court can consider argument from all parties, Musk is enjoined from discussing this case and its underlying facts including but not limited to: the character, credibility, or reputation of any party or witnesses; the contents of any

1 pretrial materials or evidence in the case; the strengths or weaknesses of the case of either party;  
2 and any other information Defendants or their counsel know or reasonably should know is likely  
3 to be inadmissible as evidence and would create a substantial risk of prejudice if disclosed.

4 **Order to Show Cause**

5 Musk is ordered to show cause before this Court why an injunction should not issue  
6 enjoining him from discussing this case and its underlying facts through and until the end of trial  
7 in this matter, including but not limited to: the character, credibility, or reputation of any party or  
8 witnesses; the contents of any pretrial materials or evidence in the case; the strengths or  
9 weaknesses of the case of either party; and any other information Defendants or their counsel  
10 know or reasonably should know is likely to be inadmissible as evidence and would create a  
11 substantial risk of prejudice if disclosed. The hearing on the order to show cause will be held on  
12 \_\_\_\_\_ at \_\_\_\_\_.

13 Defendants' opposition to Plaintiff's motion shall be filed and served on \_\_\_\_\_.

14 Plaintiff's reply in support of the motion shall be filed and served on \_\_\_\_\_.

15  
16 **IT IS SO ORDERED.**

17  
18 Dated: \_\_\_\_\_

\_\_\_\_\_  
Hon. Edward M. Chen  
United States District Judge